



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **SB 141** SLS 11RS 392
Bill Text Version: **ORIGINAL**
Opp. Chamb. Action:

Proposed Amd.:
Sub. Bill For.:

| | | |
|----------------------------------|---------|--------------------------------|
| Date: May 20, 2011 | 7:35 AM | Author: QUINN |
| Dept./Agy.: | | Analyst: Evan Brasseaux |
| Subject: Supplemental Pay | | |

MILITARY AFFAIRS OR INCREASE GF EX See Note Page 1 of 1
Clarifies current law relative to state supplemental pay. (7/1/11)

The proposed legislation provides that supplemental pay shall not be denied during such time as a peace officer or firefighter is on active duty. In addition, the proposed legislation provides that supplemental pay shall be payable commencing one year from the date of hire in the event that a person is deployed prior to that date. Also, supplemental pay shall be maintained during the period of time the peace officer or firefighter is on active duty service. The proposed law provides that the provisions of this act shall be remedial in nature and given retroactive application.

| EXPENDITURES | 2011-12 | 2012-13 | 2013-14 | 2014-15 | 2015-16 | 5 -YEAR TOTAL |
|----------------|----------|----------|----------|----------|----------|---------------|
| State Gen. Fd. | INCREASE | INCREASE | INCREASE | INCREASE | INCREASE | |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

| REVENUES | 2011-12 | 2012-13 | 2013-14 | 2014-15 | 2015-16 | 5 -YEAR TOTAL |
|----------------|---------|---------|---------|---------|---------|---------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

EXPENDITURE EXPLANATION

The proposed legislation will likely result in an indeterminable but potentially significant increase in state expenditures. The state provides additional compensation for eligible law enforcement personnel including municipal police, firefighters, and deputy sheriffs at the rate of \$500/month. Currently, active duty servicemen continue to receive supplemental pay during deployment if the one year minimum has already been met. However, active duty time is not credited toward the one year requirement to be eligible for supplemental pay. For instance, if a peace officer or fireman had 11 months of service and was then deployed for active duty military duty, their active duty would not be credited toward the one year requirement to be eligible for supplemental pay. Completion of the one year requirement could not be performed until return from active duty. This legislation would allow credit to be earned toward the one year requirement while on active duty which would allow that individual to begin to earn supplemental pay while on active duty. This will allow these persons to become eligible sooner than currently allowed under current law.

In addition, the legislation allows for “retroactive application” of this requirement as well. Therefore, this provision would appear to allow persons to receive retroactive supplemental pay for that period of time in which that person was activated prior to the one year requirement being met and then began active duty. The period of retroactive pay would be the total time activated less the additional time required to complete the one year requirement. Since most deployments are one year or less, the maximum exposure would likely be \$5,500 (11 months x \$500) per person. However, this legislation does not clarify the time period for this retroactivity. The Department of Public Safety was not able to provide the number of persons who might be affected by this provision.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

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| Senate | Dual Referral Rules | House | |
| <input checked="" type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | <input checked="" type="checkbox"/> 6.8(F)1 >= \$500,000 Annual Fiscal Cost {S} | <i>H. Gordon Monk</i> |
| | | <input checked="" type="checkbox"/> 6.8(F)2 >= \$100,000 Annual SGF Cost {H&S} | |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} | H. Gordon Monk Legislative Fiscal Officer |